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MAY 12 2011	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
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FILED ENTERED	DISTRICT OF NEVADA

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14
UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

15 GNLV, Corp., a Nevada corporation,

16 Plaintiff,

17 v.
 18 Luca Mueller, an individual,

Defendant.

19 Case No. 2:11-cv-00663-GMN-GWF

20 **[PROPOSED] ORDER GRANTING**
PRELIMINARY INJUNCTION

21 This matter having come before the Honorable Judge Navarro on May 12, 2011,
 22 Laraine M.I. Burrell, of the law firm of Greenberg Traurig, LLP, appearing on behalf of
 Plaintiff GNLV, Corp. ("GNLV" or "Plaintiff") and no appearance being made on behalf of
 Defendant Luca Mueller ("Mueller" or "Defendant"), and good cause appearing therefore,
 this Court hereby finds and orders as follows:

23 1. This Court has subject matter jurisdiction pursuant to 15 U.S.C. § 1121 and 28
 24 U.S.C. §§ 1331 and 1338;

25 2. The Court has personal jurisdiction over the Defendant in that the Defendant
 26 regularly conducts business in the State of Nevada, and Defendant committed tortious acts
 27 that he knew or should have known would cause injury to Plaintiff in the State of Nevada;

1 3. Defendant was served on May 5, 2011 by electronic mail in accordance with
2 Rules 4 and 5 of the Federal Rules of Civil Procedure and pursuant to the Order of this
3 Court with the Complaint in this action, Summons, Plaintiff's Application for Temporary
4 Restraining Order and Motion for Preliminary Injunction and Temporary Restraining Order
5 entered by this Court on May 2, 2011;

6 4. Plaintiff filed with the Court on May 6, 2011 a Request for Service on
7 Defendant in a Foreign Country by Registered Mail ("Request"). The Court delivered the
8 Request to the United States Postal Service on May 6, 2011.

9 5. Plaintiff, in compliance with the Order of this Court, filed a bond in the amount
10 of One Hundred and No/100 Dollars (\$100.00) on May 11, 2011.

11 6. Plaintiff GNLV, Corp., a Nevada corporation with its principal place of business
12 in Las Vegas, Nevada operates the Golden Nugget resort hotel casino in Las Vegas,
13 Nevada. GNLV owns the mark GOLDEN NUGGET (the "GNLV Marks") and has obtained
14 federal registrations for the GNLV Marks for various goods and services, including but not
15 limited to:

16 (a) GOLDEN NUGGET for casino and bar services (U.S. Reg. No.
17 1,554,155);

18 (b) GOLDEN NUGGET for nightclub, bar, cabaret and casino services
19 (U.S. Reg. No. 1,082,044); and

20 (c) GOLDEN NUGGET for casino services (U.S. Reg. No. 1,203,988).

21 7. Defendant Luca Mueller has used Plaintiff's marks as part of his Internet
22 domain name <golddennugget.com> (the "Infringing Domain Name") without Plaintiff's
23 authority or permission;

24 8. Plaintiff GNLV will suffer irreparable injury if the Court does not require the
25 domain name registrar About Domain Dot Com Solutions PVT, Ltd. ("Registrar") to lock the
26 Infringing Domain Name and transfer them to Plaintiff pending litigation of this matter.

27 9. Plaintiff has demonstrated likelihood of success on the merits of its mark
28 infringement claims against Defendant under the Lanham Act, 15 U.S.C. § 1114, and

Nevada law; and

10. Plaintiff has demonstrated likelihood of success on the merits of its unfair competition claims against Defendant under the Lanham act, 15 U.S.C. § 1125(a).

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that GNLV's Motion for Preliminary Injunction is hereby GRANTED.

IT IS FURTHER ORDERED that, pursuant to 15 U.S.C. § 1125(d)(1), the domain name <golddennugget.com> shall remain locked by About Domain Dot Com Solutions PVT, Ltd. and/or its successor registrars and in the possession of Plaintiff, as ordered by this Court in the Temporary Restraining Order dated May 2, 2011, throughout the pendency of this litigation;

IT IS FURTHER ORDERED that the Registrar and/or its successor registrars remove all existing Domain Name Server (DNS) entries and corresponding addresses, and enter the Registrar's default Domain Name Server and address entries to prevent further damage caused by the infringing use of the Infringing Domain Name.

IT IS FURTHER ORDERED that Defendant will immediately cease and desist any and all use of Plaintiff's name and trademarks and any and all variants thereof, including use of the Infringing Domain Names and any and all variants thereof;

IT IS FURTHER ORDERED that Defendant shall file, pursuant to 15 U.S.C. § 1116(a), with this Court and serve upon Plaintiff within thirty (30) days after entry of this Order, a report in writing under oath setting in detail the manner and form in which Defendant has complied with this Court's Order; and

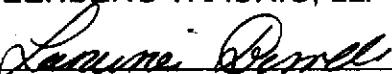
IT IS FURTHER ORDERED that the bond posted with this Court in the amount of One Hundred and no/100 Dollars (\$100.00) shall be applied to this preliminary injunction.

DATED: 12 day of May, 2011

~~UNITED STATES DISTRICT JUDGE~~

Dated: May 12, 2011

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2 Respectfully submitted by:
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